IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
and
HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 1452 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 07/09/2004 in WPMP.NO.8626 of 2004 in WVMP.No.1310 of 2004 in WP NO : 6650 OF 2004 on the file of the High Court.)

Between:

Dr. T. Venkateswara Rao

..... APPELLANT

AND

1 The Commissioner, Municipal Corporation of Hyderabad, Hyderabad
2 A. Gyanand S/o Ramulu R/o 1-7-192, Bakaram, Musheerabad, Hyderabad
3 K. Vimala W/o K. Srinivas R/o 1-7-191/1, Bakaram Musheerabad, Hyderabad
4 K. Chandrakala W/o K. Venkatesh, R/o 1-7-191/1, Bakaram, Musheerabad, Hyderabad
5 K. Lakshmi W/o Late K. Balraj R/o 1-7-191/1, Bakaram, Musheerabad, Hyderabad

.....RESPONDENTS

Counsel for the Appellant:MR.AMBADIPUDI SATYANARAYANA

Counsel for the Respondent No.1: MR.RAMA RAO GANTA.

Counsel for the respondent Nos. 2 to 5 : Mr. P.R. Prasad.

The Court made the following :

ORAL JUDGMENT:

(Per Hon'ble The Chief Justice)

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1. We have heard learned counsel for the appellant and do not find any ground to interfere with the order passed by the learned single Judge in allowing the vacate application and dismissing the miscellaneous petition filed by the appellant. The matter is purely civil in which disputed questions arise for consideration. The remedy of the appellant is to approach the Civil Court. Filing writ petition is totally misconceived.

2. Writ appeal fails and is dismissed. No costs.

DEVINDER GUPTA. C.J.,

B. SESHASAYANA REDDY. J.,

Dated: 20.09.2004.

VRK.

To

1 The Commissioner, Municipal Corporation of Hyderabad, Hyderabad
2. Two CD copies.

HON'BLE SRI DEVINDER GUPTA,
CHIEF JUSTICE
AND
HON'BLE SRI JUSTICE B.SESHASAYANA REDDY.

W.A.NO.1452 OF 2004.

(Judgment of the Bench delivered by
Hon'ble The Chief Justice)

Dt: 20.09.2004.